



JPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q57234

Yoshihisa NISHIBE, et al.

Appln. No.: 09/446,276

Group Art Unit: 1615

Confirmation No.: 2101

Examiner: Carlos A. Azpuru

Filed: December 21, 1999

For: PHARMACEUTICAL COMPOSITION FOR APPLICATION TO MUCOSA

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on
January 11, 2005:

REMARKS

An Examiner's Interview Summary Record (PTO-413) was attached with the Notice of Allowance and Fee(s) Due dated January 26, 2005.

The interview was initiated by the Examiner. Therefore, no further recordation by the Applicant is believed to be required. However, the Examiner indicated that the present application appeared to be in condition for allowance except for the obviousness-type double patenting rejection over co-pending application Ser. No. 10/201,303. The Examiner stated that he can allow the above-identified application if Applicants would agree to file a Terminal Disclaimer in the co-pending '303 application. Applicants agreed to file the same.

For the record, Applicants note that subsequent to the Interview a Notice of Allowance was mailed on January 26, 2005. A Terminal Disclaimer was not filed in the co-pending '303

Statement of Substance of Interview
U.S. App. Ser. No. 09/446,276

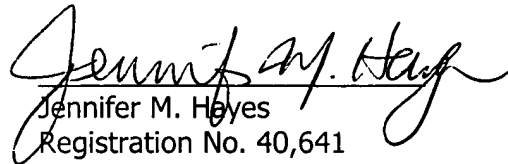
Atty. Dck. No. Q57234

application because a proper Terminal Disclaimer had previously been filed and accepted by the US. PTO in that application.

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,


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Date: February 28, 2005